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12 for the Certificateholders of CWABS, Inc., Asset-Backed Certificates, Series 2006-25

13 **UNITED STATES DISTRICT COURT**

14 **FOR THE DISTRICT OF NEVADA**

15 THE BANK OF NEW YORK MELLON
16 F/K/A THE BANK OF NEW YORK, AS
17 TRUSTEE FOR THE
18 CERTIFICATEHOLDERS OF CWABS,
19 INC., ASSET-BACKED CERTIFICATES,
20 SERIES 2006-25, a national bank,

21 Plaintiff,

22 vs.

23 SQUIRE VILLAGE AT SILVER SPRINGS
24 COMMUNITY ASSOCIATION, a Nevada
25 non-profit corporation; SFR INVESTMENTS
26 POOL 1, LLC, a Nevada limited liability
27 company,

28 Defendants.

CASE NO.: 2:18-CV-00599-APG-CWH

**STIPULATION AND ORDER TO STAY
CASE AND EXTEND DEADLINES
PENDING DECISION ON SFR
INVESTMENTS POOL 1, LLC'S
MOTION TO DISMISS**

(FIRST REQUEST)

22 Plaintiff The Bank of New York Mellon f/k/a The Bank of New York, as Trustee for the
23 Certificateholders of CWABS, Inc., Asset-Backed Certificates, Series 2006-25 ("Plaintiff"),
24 Defendant Squire Village at Silver Springs Community Association ("Squire Village"), and
25 Defendant SFR Investments Pool 1, LLC ("SFR") (collectively, the "Parties"), by an through
26 their respective counsel, hereby stipulate and agree to stay the instant matter pending a decision
27 on SFR's Motion to Dismiss. Specifically, the Parties stipulate to the following:
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- 1 1. Pursuant to the Joint Discovery Plan and Scheduling Order entered on June 15, 2018
2 [ECF No. 17], the current dispositive motions deadline is November 21, 2018, and the
3 current date for the filing of the joint pretrial order is no later than December 21 2018,
4 within thirty days after the date set for filing dispositive motions. [ECF No. 17].
- 5 2. On June 11, 2018, SFR filed a Motion to Dismiss BNYM's Compliant Pursuant to
6 FRCP 12(b)(6) ("SFR's MTD"). [ECF No. 16].
- 7 3. Briefing has been completed on SFR's MTD [ECF No. 16] but no decision has been
8 made. If granted, SFR's MTD will eliminate the need for further briefing. Therefore,
9 good cause exists to extend the remaining deadlines and stay the case until a decision is
10 made on SFR's MTD [ECF No. 16].
- 11 4. The parties stipulate to and respectfully request that the Court stay this case to allow
12 sufficient time for the Court to rule on the pending SFR's MTD [ECF No. 16]. Once the
13 Court rules on SFR's MTD [ECF No. 16], if the case is not dismissed, the discovery cut-
14 off date will be reset for 60 days after the date of the Court's Order on SFR's MTD
15 [ECF No. 16], and the dispositive motions deadline will be reset for thirty (30) days
16 after the date of the reset discovery cut-off date. The deadline to file the joint pretrial
17 order shall be extended to a date no later than 30 days after the dispositive motions
18 deadline. If dispositive motions are timely filed, the deadline for filing the joint pre-trial
19 order will be suspended until thirty (30) days after entry of the decision on the last such
20 dispositive motion or further order of the Court.
- 21 5. Any scheduled depositions shall be cancelled by the noticing party for the duration of
22 the stay, but may be re-noticed after the stay is lifted, if the case is not dismissed.
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1 6. This is the parties' first request for an extension and is not intended to cause any delay
2 or prejudice to any party.

3 DATED this 7th day of August, 2018.

4
5 **ZIEVE BRODNAX & STEELE, LLP**

PENGILLY LAW FIRM

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13 **KIM GILBERT EBRON**

14 /s/Diana Ebron, Esq.
15 Diana S. Ebron, Esq.
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17 7625 Dean Martin Drive, Suite 110
18 Las Vegas, Nevada 89139
19 *Attorney for Defendant SFR Investments*
20 *Pool 1, LLC*

21 **IT IS SO ORDERED:**

22 
23 _____
24 UNITED STATES MAGISTRATE JUDGE

25 DATED: August 8, 2018 _____
26
27
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of ZIEVE, BRODNAX & STEELE, LLP;
that service of the foregoing **STIPULATION AND ORDER TO STAY CASE AND
EXTEND DEADLINES PENDING DECISION ON SFR INVESTMENTS POOL 1,
LLC’S MOTION TO DISMISS** was made on the 7th day of August, 2018, by electronic
service to all parties and counsel as identified on the Court-generated Notice of Electronic Filing.

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